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U.S. Department of Justice

Filed 10/22/2007 Page 1 of 2

United States Attorney

Southern District of New York

86 Chambers Street, 3rd Floor
New York, New York 10007

October 12, 2007

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OCT 12 2007

HAROLD BAER
U.S. DISTRICT JUDGE
S.D.N.Y.

BY HAND

The Honorable Harold Baer
United States District Judge
United States Courthouse
500 Pearl Street, Room 2230
New York, NY 10007

Re: *Klenikov v. Keisler et al.*, No. 07 Civ. 7441 (HB)

Dear Judge Baer:

This Office represents the defendants, Peter Keisler, Acting Attorney General of the United States; Michael Chertoff, Secretary of the Department of Homeland Security ("DHS"); Emilio Gonzalez, Director of the United States Citizenship and Immigration Services ("USCIS"); Paul Novak, Director of Vermont Service Center; Robert Mueller, Director of the Federal Bureau of Investigation ("FBI"); Michael Hayden, Director of the Central Intelligence Agency ("CIA"); Andrea Quarantillo, Director, New York, USCIS; the DHS; the USCIS; the FBI; and the CIA (collectively, the "Government"), in the above-referenced case.¹ Plaintiffs seek to compel the Government to adjudicate their applications for permanent residence.

The Government's answer or other responsive pleading is currently due on October 22, 2007. The Government requests a 60-day extension of time – until December 21, 2007 – to answer or otherwise respond to the complaint. The extension of time will enable the Government to better determine the status of plaintiffs' applications for permanent residence.

This is the Government's first request for an extension. Plaintiffs' counsel consents to this request.

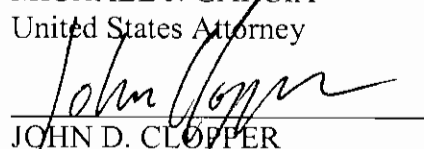
¹ Pursuant Rule 25(d)(1) of the Federal Rules of Civil Procedure, Acting Attorney General Peter Keisler has been substituted for former Attorney General Alberto Gonzales.

Thank you for your consideration of this request.

Respectfully,

MICHAEL J. GARCIA
United States Attorney

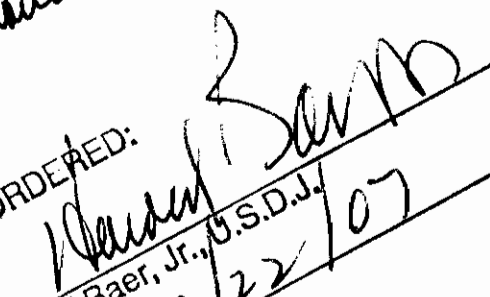
By:


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*This is entered to long
answer or more w/in or
by November 26, 07*

SO ORDERED:


Harold Baer, Jr., U.S.D.J.

Date:

10/22/07